

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JUN 29 2011  
JULIA Q. DUNN, CLERK  
BY:   
DEPUTY CLERK

HAROLD LEE, )  
Plaintiff, ) Case No. 7:10-cv-247  
v. ) **ORDER**  
GENE JOHNSON, et al., ) By: Hon. Glen E. Conrad  
Defendants. ) Chief United States District Judge

In accordance with the accompanying memorandum opinion, it is now

## ORDERED

as follows:

1. The motion to amend filed by the plaintiff (Docket No. 55) is **GRANTED**, but each of the claims asserted against Chaplain Richardson in the amended complaint are **DISMISSED** under 28 U.S.C. § 1915(e)(2); and
2. The motion for summary judgment filed by the defendant (Docket No. 24) is **GRANTED**.

The Clerk is directed to strike this case from the active docket of the court. The Clerk is further directed to send certified copies of this order and the accompanying memorandum opinion to the plaintiff and all counsel of record.

ENTER: This 28<sup>th</sup> day of June, 2011.

Yours Comed

## Chief United States District Judge